

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,

1:14-mc-30 (P1)

Petitioner - Judgment Creditor,

- against -

WALTER V. GERASIMOWICZ, MEDITRON ASSET
MANAGEMENT, LLC, and MEDITRON MANAGEMENT
GROUP, LLC,

Respondents - Judgment Debtor.

**MOTION OF THE
SECURITIES AND
EXCHANGE
COMMISSION FOR A
CHARGING ORDER
AS TO THE INTEREST
OF WALTER V.
GERASIMOWICZ**

SECURITIES AND EXCHANGE COMMISSION,

Petitioner - Judgment Creditor,

- against -

WALTER V. GERASIMOWICZ,

Respondent - Judgment Debtor,

- and -

FIVE STATES CONSOLIDATED I, LTD, FIVE STATES
CONSOLIDATED II, LTD, and FIVE STATES
CONSOLIDATED III, LTD,

Garnishees.

The Petitioner - Judgment Creditor Securities and Exchange Commission (the “Commission”) respectfully moves for a charging order pursuant to Rule 69(a) of the Federal Rules of Civil Procedure, New York Civil Practice Law and Rules 5225 and 5227, Texas Business Organizations Code § 153.256 (Vernon), and the inherent power of this Court to enforce its judgments with respect to the interest of the Respondent - Judgment Debtor Walter V. Gerasimowicz (“Gerasimowicz”) in and to Five States Consolidated I, Ltd. (“Five States I”),

Five States Consolidated II, Ltd. (“Five States II”), and Five States Consolidated III, Ltd. (“Five States III”) (collectively the “Five States Partnerships”), and submits in support thereof the Declaration of John J. Graubard and the Exhibits thereto, the Declaration of John J. Graubard pursuant to Local Civil Rule 6.1(d), and the proposed Order to Show Cause,

Dated: New York, New York
September 12, 2014

/s/ Howard Fischer
HOWARD FISCHER,
Senior Trial Counsel

/s/ John J. Graubard
JOHN J. GRAUBARD,
Senior Counsel

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